

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FILING APPLICATION UNDER RULE 53(b)

Want to 37 CFR 1.53(b), please file a ☐ continuation/☒ divisional
pending prior PATENT APPLICATION of:

Inventor: TOYOSAWA et al

No. 09/064,165

Filed April 22, 1998

For: A SEMICONDUCTOR DEVICE HAVING ACTIVE ELEMENT CONNECTED TO AN
ELECTRODE METAL PAD VIA A BARRIER METAL LAYER AND INTERLAYER
INSULATING FILM

Assistant Commissioner for Patents

Washington, DC 20231

Sir:

This request for filing under Rule 53(b) is made by the following named inventor(s) (using the above-identified title):

Inventor(s): TOYOSAWA et al

- ☒ Attached is a true copy of the prior application as originally filed including the specification, claims, Oath/Declaration and drawings (if any) and abstract (if any). No amendments (if any) referenced in the Oath or Declaration filed to complete the prior application introduced new matter.
- ☒ Priority is hereby claimed under 35 USC 119 based on the following foreign applications, the entire content of which is hereby incorporated by reference in this application:

| <u>Application Number</u> | <u>Country</u> | <u>Day/Month/Year/Filed</u> |
|--|----------------|---|
| 9-107843 | Japan | 24 April 1997 |
| 10-111781 | Japan | 22 April 1998 |
| <input checked="" type="checkbox"/> already filed on June 18, 1998 | | in prior appln. no. 09/064,165 filed April 22, 1998 |
| <input type="checkbox"/> already filed in _____ | | filed _____ |

- ☐ Please amend the specification by inserting before the first line: -- This application claims the benefit of U.S. Provisional Application No. _____, filed _____, the entire content of which is hereby incorporated by reference in this application.--
- ☒ The prior application is assigned to Sharp Kabushiki Kaisha.
- ☒ Power of Attorney has been granted to Jeffry H. Nelson et al, Reg. No. 30,481 of Nixon & Vanderhye P.C., 1100 N. Glebe Rd., 8th Flr, Arlington, VA 22201.
- ☒ Address all future communications to: Nixon & Vanderhye P.C., 1100 N. Glebe Rd., 8th Floor, Arlington, VA 22201.
- ☒ Please amend the specification by inserting before the first line --This is a division of application Serial No. 09/064,165, filed April 22, 1998, now pending, the entire content of which is hereby incorporated by reference in this application.--
- ☐ "Small entity" statement of record. ☐ "Small entity" statement attached.
- ☐ Petition filed in prior application to extend its life to insure copendency.
- ☒ The Examiner's attention is directed to the prior art cited in the parent application by applicant and/or Examiner for the reasons stated therein. Copies of PTO-1449 forms from parent file are attached hereto.
- ☒ Please enter the attached and/or below preliminary amendment prior to calculation of filing fee:
Cancel claims 1 through 13, 17 through 21, 23 and 24.
- ☒ The entire disclosure of the prior application above-referenced is considered as being part of the disclosure of this new application and is hereby incorporated by reference therein.

FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY HERewith CANCELED

| | | | | | |
|--|---|----------------------|---|------|------------------|
| Basic Filing Fee | | | | \$ | 690.00 |
| Total effective claims | 5 | - 20 (at least 20) = | 0 | x \$ | 18.00 |
| Independent claims | 4 | - 3 (at least 3) = | 1 | x \$ | 78.00 |
| If any proper multiple dependent claims now added for first time, add \$260.00 (ignore improper) | | | | \$ | 0.00 |
| TOTAL FEE ENCLOSED | | | | | \$ 768.00 |

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

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Facsimile: (703) 816-4100
JHN:maw

NIXON & VANDERHYE P.C.
By Atty: Jeffry H. Nelson, Reg. No. 30,481

Signature: _____

Jeffry H. Nelson